



Law Department

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August 1, 2007

VIA FACSIMILE (914-390-4179)
AND REGULAR MAIL

Hon. Stephen C. Robinson
United States District Judge
300 Quarropas St., Room 633
White Plains, NY 10601

Re: Labick v. Con Edison, Case No. 07-CV-6846 (SCR)

Dear Judge Robinson:

Con Edison respectfully requests a pre-motion conference, or alternatively, permission to file a pre-answer motion to dismiss under Fed. R. Civ. P. 12(b)(6) in the above-referenced case, which was removed yesterday from Yonkers City Court. In accordance with Fed. R. Civ. P. 81(c), Con Edison has only five business days, until August 7, 2007, to file its answer or motion.

Thank you for your attention to this request.

Respectfully submitted,

Paul Limmiatis (PL 5521)

cc: Joseph Labick, pro se (via overnight mail)
Geraldine R. Eure, Esq.

Defendant may file
a pre-answer motion to
dismiss without a
pre-motion conference. The
parties shall jointly submit
a proposed briefing
schedule for the
court's approval.

APPLICATION GRANTED

HON. STEPHEN C. ROBINSON

8/1/07

